



1FW/

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:)
John R. Abe) Group Art Unit: 3629
Application No.: 10/644,944) Examiner: Woo, Richard
Filed: August 19, 2003) Atty. Docket No.: ABE1P002
For: CONTINUOUS PRICE OPTIMIZATION) Date: February 18, 2005
SYSTEM, METHOD AND COMPUTER)
PROGRAM PRODUCT FOR SATISFYING)
CERTAIN BUSINESS OBJECTIVES)

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450 on February 18, 2005.

Signed:

Erica L. Farlow

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §§1.56 AND 1.97(c)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The references listed in the attached PTO Form 1449(s) [at least one of which was provided by an Examiner(s) handling a possibly related patent application(s)], copies of which are attached (where appropriate), may be material to examination of the above-identified patent application. Applicants submit these references in compliance with their duty of disclosure pursuant to 37 CFR §§ 1.56 and 1.97. The Examiner is requested to make these references of official record in this application.

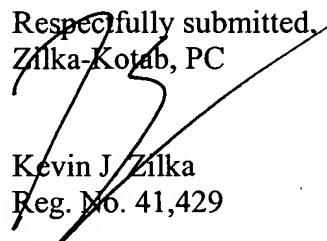
02/24/2005 WASFAW1 00000013 10644944

01 FC:1806

180.00 0P

This Information Disclosure Statement is not to be construed as a representation that a search has been made, that additional information material to the examination of this application does not exist, or that these references indeed constitute prior art.

This Information Disclosure Statement is being filed after the mailing date of a first Office Action. Accordingly, applicants are including a check in the amount of \$180.00 for the fee due in connection with the filing of this Information Disclosure Statement. However, if it is determined that any additional fees are due, the Commissioner is hereby authorized to charge such fees or credit any overpayment to Deposit Account 50-1351 (Order No. ABE1P002).

Respectfully submitted,
Zilka-Kotab, PC

Kevin J. Zilka
Reg. No. 41,429

P.O. Box 721120
San Jose, CA 95172-1120
Telephone: (408) 971-2573



| | | | |
|--|--|------------------------------|---------------------------------|
| Form 1449 (Modified) | | Atty. Docket No. ABE1P002 | Application No.: 10/6449,944 |
| Information Disclosure Statement By Applicant | | Applicant: John R. Abe | Group Art Unit: 3629 |
| (Use Several Sheets if Necessary) | | Filing Date: 08/19/2003 | |

U.S. Patent Documents

| Examiner Initial | No. | Patent No. | Date | Patentee | Class | Sub-class | Filing Date |
|------------------|-----|------------|------|----------|-------|-----------|-------------|
| | A | | | | | | |
| | B | | | | | | |
| | C | | | | | | |
| | D | | | | | | |
| | E | | | | | | |
| | F | | | | | | |
| | G | | | | | | |
| | H | | | | | | |
| | I | | | | | | |
| | J | | | | | | |
| | K | | | | | | |

Foreign Patent or Published Foreign Patent Application

| Examiner Initial | No. | Document No. | Publication Date | Country or Patent Office | Class | Sub-class | Translation | |
|------------------|-----|--------------|------------------|--------------------------|-------|-----------|-------------|----|
| | | | | | | | Yes | No |
| | L | | | | | | | |
| | M | | | | | | | |
| | N | | | | | | | |
| | O | | | | | | | |
| | P | | | | | | | |

Other Documents

| | | |
|------------------|-----|---|
| Examiner Initial | No. | Author, Title, Date, Place (e.g. Journal) of Publication |
| | R | Copy of Office Action Summary from application no. 10/652,640 which was mailed on 11/03/2004. |
| | S | Copy of Office Action Summary from application no. 10/652,640 which was mailed on 01/26/2005. |
| | T | Copy of Office Action Summary from application no. 10/644,949 which was mailed on 11/18/2004. |
| Examiner | | Date Considered |

Examiner: Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

| | | | | |
|-----------------------------------|-------------|--------------------------|---|-------------|
| Notice of References Cited | | Application/Control No. | Applicant(s)/Patent Under Reexamination | |
| | | 10/652,640 10/644,944 | ABE, JOHN R. | |
| Examiner | Richard Woo | Art Unit | 3629 | Page 1 of 1 |
| Richard Woo | | | | |

U.S. PATENT DOCUMENTS

| * | | Document Number Country Code-Number-Kind Code | Date MM-YYYY | Name | Classification |
|---|---|--|-----------------|---------------------|----------------|
| | A | US-2003/0217016 | 11-2003 | Pericle, Anthony J. | 705/400 |
| | B | US-2002/0116348 | 08-2002 | Phillips et al. | 705/400 |
| | C | US-6,553,352 | 04-2003 | Delurgio et al. | 705/400 |
| | D | US- | | | |
| | E | US- | | | |
| | F | US- | | | |
| | G | US- | | | |
| | H | US- | | | |
| | I | US- | | | |
| | J | US- | | | |
| | K | US- | | | |
| | L | US- | | | |
| | M | US- | | | |

FOREIGN PATENT DOCUMENTS

| * | | Document Number Country Code-Number-Kind Code | Date MM-YYYY | Country | Name | Classification |
|---|---|--|-----------------|---------|----------------------|----------------|
| | N | WO 00/52605 A1 | 09-2000 | PCT | Talus Solutions, Inc | -/- |
| | O | | | | | |
| | P | | | | | |
| | Q | | | | | |
| | R | | | | | |
| | S | | | | | |
| | T | | | | | |

NON-PATENT DOCUMENTS

| | | |
|---|---|---|
| * | | Include as applicable: Author, Title Date, Publisher, Edition or Volume, Pertinent Pages) |
| | U | Unknown Author, The Dynamic Pricing Revolution, August 2000, 18 pages.. |
| | V | |
| | W | |
| | X | |

*A copy of this reference is not being furnished with this Office action. (See MPEP § 707.05(a).)
Dates in MM-YYYY format are publication dates. Classifications may be US or foreign.